

REMARKS

Claims 1-50, as amended, and new claims 51-55 appear in this application for the Examiner's review and consideration.

Claims 49 and 50 were renumbered due to an inadvertent re-use of number 48.

New claims 51 and 53 are supported in the specification by at least the following:

- "For still other applications, an integrated electrode/medicated pad cartridge is used. . ." (p. 21, lines 21-22).
- "In preferred embodiment of the present invention, the apparatus for enhancing transdermal delivery of an agent using RF energy is as disclosed in U.S. Pat. No. 6,148,232 and continuations thereto (U.S. Pat. Nos. 6,597,946 and 6,611,706; WO 02/085451; WO 02/092163, the content of which is incorporated by reference as if fully set forth). . ." (p. 18, lines 30-34). U.S. Pat. No. 6,597,946 describes "a device for enhancing transdermal movement of a substance [that] comprises: (a) a skin patch, with at least two electrodes in contact with the skin of a subject. . ." (col. 3, lines 7-10). This embodiment is also shown, for example, in Fig. 1A of the '946 patent.

New claims 52 and 54 are supported in the '946 patent at least by the following: "Further alternatively or additionally, device 350 comprises a transport facilitation unit comprising electrodes, such as some or all of electrodes 370, which are driven to induce iontophoresis or electroporation to improve the transfer of the active substance into the skin of the subject" (col. 26, lines 14-18).

New claim 55 is supported in the '946 patent at least by the following: "It is noted that iontophoresis and electroporation are typically performed in addition to, not in replacement of, ablation of the skin. Preferably, these techniques are performed subsequent to ablation of the skin, so as to enhance penetration of the active substance into ablated portions of the skin" (col. 26, lines 18-23).

Accordingly, no new matter is introduced by these amendments or additions so that their entry at this time is warranted.

Pursuant to applicants' continuing duty of disclosure under 37 C.F.R. 1.56, enclosed is a PTO form 1449 which lists 18 references for the Examiner's review and consideration. Copies are not provided as the references are US patents or published

applications which are readily available to the Examiner. It is respectfully requested that these references be made of record in this application by the Examiner's completion and return of the PTO Form 1449.

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Respectfully submitted,

A handwritten signature in cursive script, reading "Allan A. Fanucci".

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